IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

WP(C).No. 8266 of 2007(H)

PETITIONER:

MUJEEB, AGED 33 YEARS,
S/O MUHAMMED, KALLUMPURATH HOUSE,
WORKING AS PART TIME SWEEPER,
KRISHI BHAVAN, PERUVANTHANAM,
IDUKKI DIST.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.P.P.BIJU

RESPONDENTS:

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1. THE AGRICULTURAL OFFICER,
KRISHI BHAVAN, PERUVANTHANAM.

2. THE DEPUTY DIRECTOR,
AGRICULTURAL DEPARTMENT,
IDUKKI DISTRICT.

3. THE DIRECTOR,
AGRICULTURAL DEPARTMENT,
TRIVANDRUM.

Addl.4. THE GOVERNMENT OF KERALA, REP: BY SECRETARY,
AGRICULTURAL DEPARTMENT,
THIRUVANANTHAPURAM.

BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.8266 OF 2007-H.

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Dated this the 20th day of March, 2007.

J U D G M E N T

The petitioner is working as Part Time Sweeper under the 1st respondent. The monthly emoluments paid to him is a consolidated rate of Rs.600/-. The total area of sweeping as measured previously was below 100 Sq.metre. Subsequently in the light of the Government order issued on 25-11-2005 re-measurement was done and the Assistant Engineer, PWD has issued Ext.P3 certificate showing that the total sweeping area comes to 112.33 Sq.metre. In Ext.P2 Annexure all relevant particulars have been mentioned by the 1st respondent and the signature of the petitioner has also been obtained. The total sweeping area shown in Ext.P3 has been entered in Ext.P2 Annexure also. Counsel for the petitioner submits on the strength of Exts.P2 and P3 that the petitioner will be entitled to get regularisation

in service based on the particulars now furnished, and for that purpose, the Government have to create one post of Part Time Sweeper.

2. Heard Government Pleader for the respondents.

3. It is pointed out that the authority to consider the claim of the petitioner is the addl.4th respondent.

4. In the above circumstances, the respondents 1 to 3 are directed to forward Exts.P2 and P3 and any other relevant particulars to the addl.4th respondent Government as early as possible, in any event, within one month from the date of receipt of a copy of this judgment. The Government, on receiving the particulars as stated above, shall consider the same in the light of the relevant orders and take appropriate decision and communicate the same to the petitioner as well as respondents 1 to 3 within two months from the date of receipt of the particulars namely, Exts.P2 and P3, from the subordinate authorities.

With the above direction, the writ petition is disposed of.

The petitioner shall produce a copy of the writ petition together with a copy of this judgment before the addl.4th respondent for information and action.

K.K.DENESAN, JUDGE.

kvs/-